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Amendments to the Claims:

This listing of claims will replace all prior versions and listings of claims in the present application:

1. (previously presented) A hearing instrument system for detecting the insertion or removal of a hearing instrument into an ear canal of a hearing instrument user, the hearing instrument being configured to occlude the ear canal, comprising:

 a first acoustic transducer configured to receive a first electrical signal and in response radiate acoustic energy;

 first level detection circuitry coupled to the first acoustic transducer and operable to receive the first electrical signal and generate a first intensity signal;

 a second acoustic transducer configured to receive radiated acoustic energy and in response generate a second electrical signal; the second acoustic transducer being a microphone that is positioned to receive radiated acoustic energy from inside of the occluded ear canal of the hearing instrument user;

 second level detection circuitry coupled to the second acoustic transducer and operable to receive the second electrical signal and generate a second intensity signal; and

 signal processing circuitry coupled to the first and second level detection circuitry and operable to receive the first and second intensity signals and compare the first and second intensity signals and determine whether the hearing instrument is inserted into the ear canal or removed based on the comparison.

2. (Original) The hearing instrument system of claim 1, wherein the first and second electrical signals received by the first and second level detection circuitry correspond to a stable band differential.

3. (Original) The hearing instrument system of claim 2, wherein the stable band differential corresponds to a frequency band defining a lower frequency and an upper frequency, the upper frequency less than or equal to 10 kilohertz.

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4. (Previously Presented) The hearing instrument system of claim 1, wherein the signal processing circuitry is further operable to reduce a gain associated with the first acoustic transducer upon detection that the hearing instrument is removed from the ear canal.
5. (Previously Presented) The hearing instrument system of claim 4, wherein the signal processing circuitry is further operable to power off the hearing instrument if the signal processing circuitry does not detect an insertion into the ear canal within a specified time period after the detection that the hearing instrument has been removed from the ear canal.
6. (Previously Presented) The hearing instrument system of claim 4, wherein the signal processing circuitry is further operable to increase the gain associated with the first acoustic transducer upon detection that the hearing instrument is inserted into the ear canal.
7. (Previously Presented) The hearing instrument system of claim 4, wherein the signal processing circuitry is further operable to increase the gain associated with the first acoustic transducer after a specified time period after the detection that the hearing instrument is inserted into the ear canal.
8. (Previously Presented) The hearing instrument system of claim 1, wherein the signal processing circuitry is further operable to:
 - monitor the level of acoustic energy radiated by the first transducer over a frequency band;
 - monitor the level of acoustic energy received by the second acoustic transducer over a frequency band in response to the acoustic energy radiated by the first acoustic transducer when the hearing instrument is inserted into the ear canal;
 - compare the level of acoustic energy received by the second acoustic transducer over a frequency band in response to the acoustic energy radiated by the first acoustic transducer to obtain first comparison data;

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monitor the level of acoustic energy received by the second acoustic transducer over the frequency band in response to the acoustic energy radiated by the first acoustic transducer when the hearing instrument is removed from the ear canal;

compare the level of acoustic energy radiated by the second acoustic transducer to the level of acoustic energy received by the first acoustic transducer over the frequency band when the hearing instrument is removed from the ear canal to obtain second comparison data; and

identify stable band differentials between the first comparison data and the second comparison data for the monitoring insertion and removal events.

9. (Original) The hearing instrument system of claim 1, wherein the hearing instrument is a hearing aid.

10. (Original) The hearing instrument system of claim 1, wherein the hearing instrument is a communications device.

11. (Original) The hearing instrument system of claim 1, wherein the first and second level detection circuitry comprises first and second bandpass filters, respectively, and first and second level detectors, respectively.

12. (Currently Amended) An electronically-implemented method of determining whether a hearing instrument is removed from or inserted into an ear canal of a hearing instrument user, the hearing instrument being configured to occlude the ear canal, comprising:

monitoring the level of acoustic energy radiated by the hearing instrument;

monitoring the level of acoustic energy received by the hearing instrument in response to the acoustic energy radiated by the hearing instrument using a microphone that is positioned to receive acoustic energy from inside of the ear canal when the hearing instrument is inserted into the ear canal;

comparing the level of acoustic energy radiated by the hearing instrument to the level of acoustic energy received by the hearing instrument in response to the acoustic energy radiated by the hearing instrument;

determining whether that the hearing instrument is inserted into the ear canal or removed from the ear canal if the level of acoustic energy received by the hearing instrument is less than the level of acoustic energy radiated by the hearing instrument by a threshold amount based on the comparison; and;

determining that the hearing instrument is inserted into the ear canal if the level of acoustic energy received by the hearing instrument is not less than the level of acoustic energy radiated by the hearing instrument by the threshold amount; and

controlling power consumption or acoustic gain of the hearing instrument based on the determination of whether the hearing instrument is inserted into the ear canal or removed from the ear canal.

13. (Original) The method of claim 12, wherein the monitoring steps comprise monitoring over a stable band differential.

14. (Original) The method of claim 13, wherein the stable band differential corresponds to a frequency band defining a lower frequency and an upper frequency, the upper frequency less than or equal to 10 kilohertz.

15. (Currently Amended) The method of claim 12, further comprising An electronically-implemented method of determining whether a hearing instrument is removed from or inserted into an ear canal of a hearing instrument user, the hearing instrument being configured to occlude the ear canal, comprising:

monitoring the level of acoustic energy radiated by the hearing instrument;

monitoring the level of acoustic energy received by the hearing instrument in response to the acoustic energy radiated by the hearing instrument using a microphone that is positioned to receive acoustic energy from inside of the ear canal when the hearing instrument is inserted into the ear canal;

comparing the level of acoustic energy radiated by the hearing instrument to the level of acoustic energy received by the hearing instrument in response to the acoustic energy radiated by the hearing instrument;

determining whether the hearing instrument is inserted into the ear canal or removed from the ear canal based on the comparison;

controlling power consumption or acoustic gain of the hearing instrument based on the determination of whether the hearing instrument is inserted into the ear canal or removed from the ear canal; and

reducing a gain associated with the acoustic energy radiated by the hearing instrument upon detection that the hearing instrument is removed from the ear canal.

16. (Previously Presented) The method of claim 15, further comprising powering off the hearing instrument if a determination that an insertion into the ear canal does not occur within a specified time period after the detection that the hearing instrument has been removed from the ear canal.

17. (Previously Presented) The method of claim 15, further comprising increasing the gain associated with acoustic energy radiated by the hearing instrument upon detection that the hearing instrument is inserted into the ear canal.

18. (Previously Presented) The method of claim 15, further comprising increasing the gain associated with acoustic energy radiated by the hearing instrument after a specified time period after the detection that the hearing instrument is inserted into the ear canal.

19. (Currently Amended) The method of claim 12, further comprising: An electronically-implemented method of determining whether a hearing instrument is removed from or inserted into an ear canal of a hearing instrument user, the hearing instrument being configured to occlude the ear canal, comprising:

monitoring the level of acoustic energy radiated by the hearing instrument;

monitoring the level of acoustic energy received by the hearing instrument in response to the acoustic energy radiated by the hearing instrument using a microphone that is positioned to receive acoustic energy from inside of the ear canal when the hearing instrument is inserted into the ear canal;

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comparing the level of acoustic energy radiated by the hearing instrument to the level of acoustic energy received by the hearing instrument in response to the acoustic energy radiated by the hearing instrument;

determining whether the hearing instrument is inserted into the ear canal or removed from the ear canal based on the comparison;

controlling power consumption or acoustic gain of the hearing instrument based on the determination of whether the hearing instrument is inserted into the ear canal or removed from the ear canal;

monitoring the level of acoustic energy radiated by the hearing instrument over a frequency band;

monitoring the level of acoustic energy received by the hearing instrument over the frequency band in response to the acoustic energy radiated by the hearing instrument when the hearing instrument is inserted into the ear canal;

comparing the level of acoustic energy radiated by the hearing instrument to the level of acoustic energy received by the hearing instrument over the frequency band when the hearing instrument is inserted into the ear canal to obtain first comparison data;

monitoring the level of acoustic energy received by the hearing instrument over the frequency band in response to the acoustic energy radiated by the hearing instrument when the hearing instrument is removed from the ear canal;

comparing the level of acoustic energy radiated by the hearing instrument to the level of acoustic energy received by the hearing instrument over the frequency band when the hearing instrument is removed from the ear canal to obtain second comparison data; and

identifying stable band differentials between the first comparison data and the second comparison data for the monitoring insertion and removal events.

20. (Currently Amended) A hearing instrument that is configured to occlude an ear canal of a hearing instrument user, comprising:

means for monitoring the level of acoustic energy radiated by the hearing instrument;

a microphone that is positioned to receive acoustic energy from inside of the occluded ear canal of the hearing instrument user and to monitor the level of acoustic energy received by the hearing instrument in response to the acoustic energy radiated by the hearing instrument; and

means for comparing the level of acoustic energy radiated by the hearing instrument to the level of acoustic energy received by the hearing instrument in response to the acoustic energy radiated by the hearing instrument and for determining whether the hearing instrument system is inserted into the space or removed from the space based on the comparison, wherein said determining of whether the hearing instrument system is inserted into the space or removed from the space includes concluding said hearing instrument system is removed from the space if the level of acoustic energy received by the hearing instrument is less than the level of acoustic energy radiated by the hearing instrument system by a threshold amount; and

concluding that the hearing instrument system is inserted into the space if the level of acoustic energy received by the hearing instrument is not less than the level of acoustic energy radiated by the hearing instrument system by the threshold amount.

21. (Previously Presented) A method of determining whether a hearing instrument is removed from or inserted into a ear canal of a hearing instrument user, the hearing instrument being configured to occlude the ear canal when inserted, comprising:

monitoring the level of acoustic energy radiated by the hearing instrument over a frequency band;

monitoring the level of acoustic energy received by the hearing instrument over the frequency band in response to the acoustic energy radiated by the hearing instrument when the hearing instrument is inserted into the ear canal using a microphone that is positioned to receive acoustic energy from inside of the occluded ear canal;

comparing the level of acoustic energy radiated by the hearing instrument to the level of acoustic energy received by the hearing instrument over the frequency band when the hearing instrument is inserted into the ear canal to obtain first comparison data;

monitoring the level of acoustic energy received by the hearing instrument over the frequency band in response to the acoustic energy radiated by the hearing instrument when the hearing instrument is removed from the ear canal;

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comparing the level of acoustic energy radiated by the hearing instrument to the level of acoustic energy received by the hearing instrument over the frequency band when the hearing instrument is removed from the ear canal to obtain second comparison data; and

identifying stable band differentials between the first comparison data and the second comparison data for the monitoring insertion and removal events; and

controlling at least one of power consumption or acoustic gain based on the determination of whether the hearing instrument is removed from or inserted into the ear canal.

22. (Original) The method of claim 21, wherein identifying stable band differentials between the first comparison data and the second comparison data for the monitoring insertion and removal events comprises:

obtaining a ratio of the first comparison data to the second comparison data; and
determining if the change in ratio over a bandwidth is within a defined range.

23. (Original) The method of claim 21, wherein the frequency band defines a lower frequency and an upper frequency, the upper frequency less than or equal to 10 kilohertz.

24. (Previously Presented) A hearing instrument system for determining a hearing instrument seal with a user's ear, comprising:

a first acoustic transducer configured to receive a first electrical signal and in response radiate acoustic energy;

first level detection circuitry coupled to the first acoustic transducer and operable to receive the first electrical signal and generate a first intensity signal;

a second acoustic transducer configured to receive radiated acoustic energy and in response generate a second electrical signal the second acoustic transducer including a microphone that is positioned to receive radiated acoustic energy from inside of the user's sealed ear;

second level detection circuitry coupled to the second acoustic transducer and operable to receive the second electrical signal and generate a second intensity signal; and

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signal processing circuitry coupled to the first and second level detection circuitry and operable to receive the first and second intensity signals and compare a ratio of the first and second intensity signals to a baseline ratio of the first and second intensity signals to determine whether the hearing instrument has formed an acceptable seal with the user's ear.

25. (Original) The hearing instrument system of claim 24, wherein the signal processing circuitry is operable to determine whether the hearing instrument has formed an acceptable seal with the user's ear by determining whether the ratio of the first and second intensity signals is within a threshold level of the baseline ratio over a frequency band.

25B. (Cancelled)

26. (Previously Presented) The hearing instrument system of claim 25, wherein the threshold level varies over the frequency band.

27. (Original) The hearing instrument system of claim 24, wherein the signal processing circuitry is operable to cause the first acoustic transducer to periodically radiate a notification tone upon determining that the hearing instrument has not formed an acceptable seal with the user's ear.

28. (Original) The hearing instrument system of claim 24, wherein the hearing instrument is a hearing aid.

29. -31. (cancelled)

32. (Previously Presented) The hearing instrument system of claim 25, wherein the threshold level is constant over the frequency band.